

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

**ALVA MOORE, CHARLES CHINAKWE,)
and CECIL FAGG,)**

Plaintiff,)

v.)

STATE OF ALABAMA, et al.,)

Civil Action No.

2-07-cv-448-MHT

Defendants.

MOTION TO WITHDRAW

William F. Gardner, being deceased on May 15, 2007 and William K. Thomas no longer representing any party in this case, it is requested the William F. Gardner and William K. Thomas be allowed to withdraw as counsel in this case and all related cases.

/s/ William K. Thomas

William K. Thomas (THO066)

Cabaniss, Johnston, Gardner,

Dumas & O'Neal LLP

2001 Park Place North, Suite 700

Birmingham, Alabama 35203

Phone: (205) 716-5200

Fax: (205) 716-5389

e-mail: wkt@cabaniss.com

CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing **MOTION TO WITHDRAW** has been filed using the CM/ECF system and will be served electronically by the system.

This 20th day of June, 2007.

/s/ William K. Thomas